

<b>TO:</b> <b>Mail Stop 8</b> <b>Director of the U.S. Patent and Trademark Office</b> <b>P.O. Box 1450</b> <b>Alexandria, VA 22313-1450</b>	<b>REPORT ON THE</b> <b>FILING OR DETERMINATION OF AN</b> <b>ACTION REGARDING A PATENT OR</b> <b>TRADEMARK</b>
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been  
filed in the U.S. District Court \_\_\_\_\_ for the District of Wyoming \_\_\_\_\_ on the following

☐ Trademarks or ☒ Patents. ( ☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO. 10-CV-60-F	DATE FILED 4-2-2010	U.S. DISTRICT COURT District of Wyoming
PLAINTIFF Y-TeX Corporation		DEFENDANT Z Tags North America LP, Michael Stuart Gardner
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 5,228,224	7-20-1993	Michael S Gardner
2 5,462,554	10-31-1995	Michael S Gardner
3		
4		
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1		
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3		
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In the above—entitled case, the following decision has been rendered or judgement issued:

<b>DECISION/JUDGEMENT</b>  Stipulation of Dismissal with prejudice filed 12-10-2010 (Attached) Order Dismissing Case with prejudice filed 12-13-2010 (Attached)
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CLERK STEPHAN HARRIS	(BY) DEPUTY CLERK <i>Deborah L Nielsen</i> Deborah L Nielsen	DATE 12-20-2010
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Copy 1—Upon initiation of action, mail this copy to Director    Copy 3—Upon termination of action, mail this copy to Director  
Copy 2—Upon filing document adding patent(s), mail this copy to Director    Copy 4—Case file copy

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**ATTORNEYS FOR DEFENDANTS/  
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**IN THE UNITED STATES DISTRICT COURT**

**FOR THE DISTRICT OF WYOMING**

Y-TEX CORPORATION,  
a Wyoming corporation,

Plaintiff/Counter-Defendant,  
v.

Z TAGS NORTH AMERICA, L.P.,  
An Arizona limited partnership,  
and MICHAEL STUART GARDNER,  
an individual,

Defendants/Counter-Plaintiffs.

Case No. 10-cv-0060-B

**STIPULATION AND ORDER TO DISMISS THIS ACTION**  
**WITH PREJUDICE, WITH EACH PARTY BEARING**  
**ITS OWN COSTS AND ATTORNEY FEES**

Plaintiff/Counter-Defendant Y-Tex Corporation ("Y-Tex") and Defendants/Counter-Plaintiffs Z Tags North America, L.P. ("Z Tags") and Michael Stuart Gardner ("Gardner") jointly state:

1. The parties have entered an agreement to settle this matter;
2. pursuant to the agreement, the parties stipulated and agreed to the Court's entry of an order dismissing this action *with prejudice*, with each party bearing their own costs and fees pursuant to Federal Rule of Civil Procedure (41)(a)(1)(A)(ii); and
3. this Court shall retain jurisdiction to resolve any disputes that may arise out of or relate to the agreement.

**Stipulated and approved as to form and substance.**

Respectfully submitted,

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**ATTORNEYS FOR DEFENDANTS/  
COUNTER-PLAINTIFFS**

DATED the \_\_\_\_\_ day of \_\_\_\_\_, 2010.

**IT IS SO ORDERED.**

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The Honorable William C. Beaman  
United States Magistrate Judge

**CERTIFICATE OF SERVICE**

I hereby certify that on December 10, 2010, I served a true and correct copy of STIPULATION AND ORDER TO DISMISS THIS ACTION WITH PREJUDICE, WITH EACH PARTY BEARING ITS OWN COSTS AND ATTORNEY FEES by electronic service through CM/ECF to the following:

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s/George T. Schooff

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FILED  
U.S. DISTRICT COURT  
DISTRICT OF WYOMING

DEC 13 2010

Stephan Harris, Clerk  
Cheyenne

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF WYOMING

Y-TEX CORPORATION,

Plaintiff,

vs.

Z TAGS NORTH AMERICA, L.P., and  
MICHAEL STUART GARDNER,

Defendants.

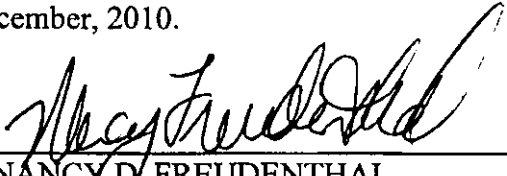
Case No. 10-CV-60-F

**ORDER DISMISSING CASE WITH PREJUDICE**

This matter comes before the Court on a stipulation to dismiss this case with prejudice, doc. No. 26. The Court having been fully advised, therefore:

IT IS ORDERED that this case is dismissed, with prejudice, with each party to bear its own costs and fees.

Dated this 13<sup>th</sup> day of December, 2010.

  
NANCY D. FREUDENTHAL  
UNITED STATES DISTRICT JUDGE